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Request For Continued Examination (RCE) Transmittal

Address to:
Commissioner for Patents
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Washington, DC 20231

Application Number	09/745,304
Filing Date	December 22, 2000
First Named Inventor	Julio C. Palmaz
Art Unit	3738
Examiner Name	Cheryl L. Miller
Attorney Docket Number	6006-019

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

a. ☒ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____

iii. ☒ Other Information Disclosure Statement filed 1/30/02

b. ☒ Enclosed 09745304

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)

b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 18-2000

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	David G. Rosenbaum	Registration No. (Attorney/Agent)	31,872
Signature	<i>David G. Rosenbaum</i>	Date	May 2, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Lori Dunham	Date	May 2, 2003
Signature	<i>Lori Dunham</i>		

Page 1 of 2

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box RCE, Washington, DC 20231.

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FAX COVER SHEET

FAX NUMBER TRANSMITTED TO: (703) 305-3590

To: Examiner Cheryl L. Miller
Of: U.S. Patent and Trademark Office
From: Rosenbaum & Associates, P.C.
Client/Matter: 6006-019
Date: May 2, 2003

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DOCUMENTS	NUMBER OF PAGES*
Fax Transmittal	1
Request for Continued Examination (RCE) Transmittal	1
Amendment Transmittal	3
Amendment and Response to Final Office Action	11
TOTAL	16

COMMENTS:

In re:
Application Serial No. 09/745,304
Applicant: Palmaz, et al.
Title: Endoluminal Device Exhibiting Improved Endothelialization
and Methods of Manufacture Thereof
Attorney Dkt No. 6006-019

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PATENT

Attorney Docket: 6006-019

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Palmaz, et al.

SERIAL NO.: 09/745,304

EXAMINER: C. Miller

FILING DATE: December 22, 2000

Group Art Unit: 3738

TITLE: ENDOLUMINAL DEVICE EXHIBITING IMPROVED
ENDOTHELIALIZATION AND METHOD OF MANUFACTURE THEREOF

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this document (along with any referred to as being attached or enclosed) is being transmitted by facsimile to Examiner Cheryl Miller, Art Unit 3738, United States Patent and Trademark Office, Facsimile No. 703-305-3590 on May 2, 2003.



Lori Dunham

AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION

Dear Sir:

This Preliminary Amendment is being concurrently filed with a Request for Continued Examination and is responsive to the Final Office Action mailed January 2, 2003 in the parent application.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

#10
S. Miller
5/7/03